AMENDMENT TO RULES COMMITTEE PRINT OF
H.R. 4310

OFFERED BY MR. FRANKS OF ARIZONA

At the end of subtitle B of title XXXI, add the following new section:

SEC. 3123. LIMITATION ON AVAILABILITY OF FUNDS FOR
NUCLEAR NONPROLIFERATION ACTIVITIES
WITH RUSSIAN FEDERATION.

(a) Limitation.—None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2013 for defense nuclear nonproliferation may be obligated or expended for nuclear nonproliferation activities with the Russian Federation until the date that is 30 days after the date on which the Secretary of Energy certifies, in coordination with the Secretary of State and the Secretary of Defense, to the appropriate congressional committees that—

(1) Russia is no longer—

(A) providing direct or indirect support to the government of Syria’s suppression of the Syrian people; and

(B) transferring to Iran, North Korea, or Syria equipment and technology that have the
potential to make a material contribution to the
development of weapons of mass destruction or
cruise or ballistic missile systems controlled
under multilateral control lists; or
(2) funds planned to be obligated or expended
for nuclear nonproliferation activities with the Rus-
sian Federation are strictly for project closeout ac-
tivities and will not be used for new activities or ac-
tivities that will extend beyond fiscal year 2013.
(b) WAIVER.—The Secretary of Energy may waive
the limitation in subsection (a) if—
(1) the Secretary determines that such waiver is
in the national security interests of the United
States;
(2) the Secretary briefs, in an unclassified
form, the appropriate congressional committees on
the justifications of such waiver; and
(3) a period of 90 days has elapsed following
the date on which such briefing is held.
(c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
FINED.—In this section, the term “appropriate congres-
sional committees” means—
(1) the Committee on Armed Services and the
Committee on Foreign Affairs of the House of Rep-
resentatives; and
(2) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.